

## Message Text

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ACTION EB-07

INFO OCT-01 AF-08 ARA-10 EA-09 EUR-12 NEA-10 ISO-00 L-03

FRB-01 OMB-01 ITC-01 SP-02 USIA-15 AGR-10 AID-05

CIAE-00 COME-00 INR-07 IO-13 LAB-04 NSAE-00 OIC-02

SIL-01 STR-04 TRSE-00 CIEP-02 CEA-01 /129 W

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R 181720Z MAY 76

FM AMEMBASSY NAIROBI

TO SECSTATE WASHDC 9827

UNCLAS SECTION 1 OF 2 NAIROBI 5093/1

UNCTAD 054

E.O. 11652: N/A

TAGS: ETRD,UNCTAD

SUBJ: UNCTAD IV - DRAFT G-77 RESOLUTION ON MULTILATERAL  
TRADE NEGOTIATIONS

FOLLOWING IS TEXT OF G-77 RESOLUTION ON MTN (CRP 9):

THE CONFERENCE

RECOGNIZING THE VITAL ROLE OF INTERNATIONAL TRADE FOR THE  
ECONOMIC DEVELOPMENT COUNTRIES;

CONSIDERING THE URGENT NEED TO INTRODUCE STRUCTURAL AND  
INSTITUTIONAL CHANGES IN THE WORLD ECONOMY, DESIGNED TO  
ACCELERATE THE ECONOMIC PROGRESS OF DEVELOPING COUNTRIES,  
AND TAKING INTO ACCOUNT, TO THIS END, THE PRINCIPLES  
ESTABLISHED IN THE CHARTER OF ECONOMIC RIGHTS AND DUTIES  
OF STATES, AS WELL AS IN RESOLUTIONS 82 (III) OF THE  
CONFERENCE, THE RESOLUTIONS 3201 (S-IV), 3202 (S-IV),  
3310 (XXIX), AND 3362 (S-VII), OF THE GENERAL ASSEMBLY.

RECALLING RESOLUTION 21 (II) OF THE CONFERENCE AND THE AGREED  
CONCLUSIONS OF THE SPECIAL COMMITTEE ON PREFERENCES 75 (S-IV);

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RECALLING FURTHER THE DECLARATION OF MINISTERS APPROVED  
AT TOKYO ON 14 SEPTEMBER 1973 REGARDING THE UNDERTAKING OF  
COMPREHENSIVE MULTILATERAL TRADE NEGOTIATIONS:

REAFFIRMING THE NEED TO SECURE ADDITIONAL BENEFITS FOR THE  
INTERNATIONAL TRADE OF DEVELOPING COUNTRIES, AS ONE OF  
THE MAJOR OBJECTIVES OF THE MULTILATERAL TRADE NEGOTIATIONS,  
AND SO AS TO IMPROVE THE POSSIBILITIES FOR THESE COUNTRIES  
TO PARTICIPATE IN THE EXPANSION OF WORLD TRADE;

REITERATION THE IMPORTANCE OF THE APPLICATION OF DIFFERENTIAL  
MEASURES TO DEVELOPING COUNTRIES IN WAYS WHICH WILL PROVIDE  
SPECIAL AND MORE FAVOURABLE TREATMENT FOR THEM IN AREAS OF  
THE NEGOTIATIONS WHERE THIS IS FEASIBLE AND APPROPRIATE, AS A  
MEANS OF ACHIEVING THE OBJECTIVES STATED ABOVE;

RECOGNIZING THE NEED TO IMPROVE THE INSTITUTIONAL FRAMEWORK  
OF INTERNATIONAL TRADE, PARTICULARLY BETWEEN DEVELOPED AND  
DEVELOPING COUNTRIES, AND THAT THE TNC WILL, IN THE COURSE  
OF THE NEGOTIATIONS, IMPLEMENT THE PRINCIPLES AND OBJECTIVES  
SET FORTH IN THE TOKYO DECLARATION, INCLUDING THE REVIEW  
OF THE INSTITUTIONAL FRAMEWORK OF INTERNATIONAL TRADE, IN  
CONFORMITY WITH PARAGRAPHS 2 AND 9 OF THE DECLARATION;

1. EXPRESSES DEEP CONCERN THAT THE FUNDAMENTAL PRINCIPLES  
OF THE TOKYO DECLARATION IN FAVOUR OF DEVELOPING COUNTRIES  
ARE NOT BEING COMPLIED WITH IN THE COURSE OF THE MTN'S:

2. URGES IMMEDIATE ACTION ON THE SPECIFIC REQUESTS AND  
PROPOSALS OF DEVELOPING COUNTRIES, IN AREAS OF SPECIAL  
PRIORITY, BY THE MIDDLE OF 1976, AND THE IMPLEMENTATION  
OF THE AGREED CONCESSIONS, FROM 1 JANUARY 1977;

3. DECIDES THAT THE FOLLOWING MAJOR PRINCIPLES SHOULD  
BE STRICTLY OBSERVED IN THE TRADE NEGOTIATIONS BETWEEN  
DEVELOPED AND DEVELOPING COUNTRIES:

(A) STRICT ADHERENCE TO THE PRINCIPLE OF NON-RECIPROCITY.  
THE QUESTION OF THE CONTRIBUTION OF THE DEVELOPING COUNTRIES  
TO THE OVER-ALL OBJECTIVES OF THE NEGOTIATIONS CONSISTENT  
WITH THEIR TRADE, DEVELOPMENT AND FINANCIAL NEEDS SHOULD  
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BE CONSIDERED UNTIL THE OBJECTIVES AND COMMITMENTS OF THE  
TOKYO DECLARATION IN THEIR FAVOR ARE ADEQUATELY FULFILLED;

(B) THE CONCRETE APPLICATION OF DIFFERENTIAL MEASURES  
WHICH WOULD PROVIDE SPECIAL AND MORE FAVOURABLE TREATMENT FOR  
DEVELOPING COUNTRIES, INCLUDING ADVANCE IMPLEMENTATION OF  
CONCESSIONS;

(C) THE BINDING OF COMMITMENTS AND CONCESSIONS IN THE  
NEGOTIATIONS IN FAVOUR OF DEVELOPING COUNTRIES;

(D) ADOPTION OF SPECIAL PROCEDURES FOR DEVELOPING COUNTRIES IN ALL AREAS OF THE NEGOTIATIONS;

(E) SPECIAL TREATMENT TO BE EXTENDED TO THE LEAST DEVELOPED AMONG THE DEVELOPING COUNTRIES IN THE CONTEXT OF ANY GENERAL OR SPECIAL MEASURES THAT MAY BE TAKEN IN FAVOUR OF THE DEVELOPING COUNTRIES DURING THE NEGOTIATIONS;

(F) NO PRODUCT IN WHICH DEVELOPING COUNTRIES HAVE AN INTEREST SHOULD BE EXCLUDED FROM THE PURVIEW OF THE NEGOTIATIONS

4. DECIDES FURTHER TO RECOMMEND THAT THE TNC AND ITS SUBSIDIARY BODIES GIVE IMMEDIATE CONSIDERATION TO THE FOLLOWING SPECIFIC ISSUES OF MAJOR CONCERN TO DEVELOPING COUNTRIES:

(A) STRICT ADHERENCE TO THE STANDSTILL;

(B) SPECIAL PRIORITY IN THE SCOPE, CONTENT AND DEPTH OF CONCESSIONS RELATING TO BOTH TARIFF AND NON-TARIFF MEASURES FOR TROPICAL PRODUCTS REQUESTED BY DEVELOPING COUNTRIES SHOULD BE ASSURED AT THE EARLIEST POSSIBLE DATE IN ACCORDANCE WITH PARAGRAPH 2 ABOVE, ON A NON-RECIPROCAL BASIS, AND AS APPROPRIATE, ON A PREFERENTIAL BASIS;

(C) THE BINDING IN GATT OF PREFERENTIAL TARIFF MARGINS;

(D) THE MAINTENANCE AND IMPROVEMENT OF THE GSP AND EFFECTIVE COMPENSATION IN THE CASE OF THE EROSION OF PREFERENTIAL MARGINS RESULTING FROM THE MFN TARIFF CUTS;

(E) DEEPER-THAN-FORMULA TARIFF CUTS FOR PRODUCTS OF INTEREST TO DEVELOPING COUNTRIES NOT INCLUDED IN THE GSP;

(F) IMMEDIATE ELIMINATION OR LIBERALIZATION OF QUANTITATIVE RESTRICTIONS AND OTHER NON-TARIFF BARRIERS AFFECTING EXPORTS OF DEVELOPING COUNTRIES. QUANTITATIVE RESTRICTIONS INCONSISTENT WITH THE PROVISION OF THE GATT APPLIED BY THE DEVELOPED COUNTRIES SHOULD BE ELIMINATED WITHOUT ANY DELAY;  
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(G) RECOGNITION OF THE RIGHT OF DEVELOPING COUNTRIES TO ACCORD EXPORT SUBSIDIES IN THE CONTEXT OF THEIR DEVELOPMENT AND INDUSTRIALIZATION POLICIES WITHOUT GIVING RISE TO THE APPLICATION OF COUNTERVAILING DUTIES;

(H) EXEMPTION OF THE DEVELOPING COUNTRIES, IN PRINCIPLE, FROM THE APPLICATION OF SAFE GUARD MEASURES;

(I) PROVISION FOR DIFFERENTIAL TREATMENT FOR, AND DEFERRED COMPLIANCE BY, DEVELOPING COUNTRIES WITH THE PROVISIONS OF THE CODES BEING ELABORATED IN THE MULTILATERAL TRADE NEGOTIATIONS;

(J) MORE FAVOURABLE TREATMENT IN THE APPLICATION OF GOVERNMENT PROCUREMENT POLICIES IN FAVOUR OF DEVELOPING COUNTRIES AS COMPARED WITH DEVELOPED COUNTRIES. DEVELOPED COUNTRIES SHOULD GIVE TO DEVELOPING COUNTRY SUPPLIERS TREATMENT NO LESS FAVOURABLE THAN THEY ACCORD TO THEIR DOMESTIC SUPPLIERS

IN THE FIELD OF GOVERNMENT PROCURMENT;

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CIAE-00 COME-00 INR-07 IO-13 LAB-04 NSAE-00 OIC-02

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UNCLAS FINAL SECTION OF 2 NAIROBI 5093/2

5. URGES PARTICIPATING GOVERNMENTS IN ORDER TO FULLY  
IMPLEMENT THE OBJECTIVES OF THE TOKYO DECLARATION TO GIVE  
PRIORITY CONSIDERATION TO THE FOLLOWING ISSUES:

(A) AGREEMENT ON NEGOTIATING PROCEDURES,  
INCLUDING SPECIAL PROCEDURES FOR NEGOTIATIONS BETWEEN  
DEVELOPED AND DEVELOPING COUNTRIES, TO ENSURE THE  
OBSERVANCE OF THE TRANSPARENCY AND MULTILATERAL CHARACTER  
OF THE TRADE NEGOTIATIONS AND TO AVOID THE BILATERALIZATION  
AND FRAGMENTATION OF THE NEGOTIATING PROCESS;

(B) AGREEMENT ON DIFFERENTIATED MEASURES FOR SPECIAL AND  
MORE FAVOURABLE TREATMENT TO DEVELOPING COUNTRIES, TO  
BE APPLIED TO NEGOTIATIONS IN SPECIFIC AREAS OF THE MTN, PRIOR  
TO OR AT THE SAME TIME AS AGREEMENT ON GENERAL RULES OR  
PRINCIPLES FOR NEGOTIATIONS IN SUCH AREAS;

6. RECOMMENDS THAT THE TNC ESTABLISH AT ITS NEXT MEETING,  
WITHOUT PREJUDICE TO THE WORK BEING CARRIED OUT OR TO BE  
CARRIED OUT IN FUTURE IN THE EXISTING NEGOTIATING GROUPS  
ON THE QUESTION OF DIFFERENTIAL TREATMENT IN FAVOUR OF  
DEVELOPING COUNTRIES, A SUBSIDIARY GROUP TO DEAL WITH THE  
REFORM OF THE RELEVANT PROVISIONS OF THE GENERAL AGREEMENT  
INCLUDING PART IV, IN PARTICULAR IN ORDER TO PROVIDE ON  
A MANDATORY BASIS, FOR DIFFERENTIATED AND MORE FAVOURABLE

TREATMENT IN FAVOUR OF DEVELOPING COUNTRIES, AND FOR THE  
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EXTENSION OF THESE PRINCIPLES TO THE EXISTING CODES AND  
THOSE THAT MAY BE DRAWN UP;

7. RECOMMENDS THAT

(A) THE TRADE AND DEVELOPMENT BOARD AND ITS SUBSIDIARY  
BODIES CONCERNED FOLLOW CLOSELY THE DEVELOPMENT IN, AND  
GIVE ACTIVE CONSIDERATION TO, THE ISSUES IN THE NEGOTIATIONS  
OF PARTICULAR CONCERN TO THE DEVELOPING COUNTRIES;

(B) THE SECRETARY-GENERAL OF UNCTAD PROMOTE CONSULTATIONS  
AND EXCHANGES OF VIEWS AMONG DEVELOPING COUNTRIES;

(C) FOR THIS PURPOSE, SATISFACTORY ARRANGEMENTS BE MADE  
FOR CONTINUOUS AND EFFECTIVE PARTICIPATION BY THE SECRETARY-  
GENERAL OF UNCTAD IN THE NEGOTIATIONS AND THAT HE BE  
PROVIDED WITH ADEQUATE RESOURCES TO FULFIL THIS TASK; AND

(D) THE UNDP TECHNICAL ASSISTANCE PROJECT BE STRENGTHENED  
ADEQUATELY.

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
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**To:** STATE  
**Type:** TE  
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